IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.785 OF 2007

IN

CRIMINAL APPEAL NO.647 OF 2006

Tukaram Dhondu Kadam : Applicant.

versus

The State of Maharashtra : Respondent

Mr.S.P.Thorat for the applicant.

Mr.P.A.Pol, APP, for the State/Respondent

CORAM : A.S.OKA, J.

DATED : 11/09/2007.

P.C.

1. Heard learned counsel appearing for the applicant. This application is placed before this Court as per the Administrative Order dated 6th September 2007 passed by the Hon'ble the Chief Justice, as the earlier application for

bail made by the applicant was rejected by this Court. The applicant has been convicted for the offences punishable under Sections 392, 394 r.w. Sections 397 and 34 of the Indian Penal Code. His substantive sentence is for ten years. The learned counsel appearing for the applicant has stated that the applicant is in custody from the date of impugned judgment.

2. After considering the submissions made by the learned counsel for the applicant, I am satisfied that as of today no case is made out of change in the circumstances requiring interference in this 2nd application. The hearing of the appeal is already expedited. If the appeal preferred by the applicant is not listed for hearing within a reasonable time, the applicant can always approach this Court by way of a fresh application for grant of bail.

3. Subject to what is stated above, the application is rejected.

[A.S.OKA, J.]